

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

SHAWN GARGALINO,

Plaintiff,

v.

Case No. 12-10788

CITY OF DETROIT,

Defendant.

/

ORDER OF VOLUNTARY DISMISSAL

Plaintiff initiated this action on February 21, 2011, and Defendants have yet to answer the complaint or file any motions. On February 22, 2012, Plaintiff filed a notice of voluntary dismissal under Federal Rule of Civil Procedure 41(a)(1)(A)(i), which allows a plaintiff to dismiss an action “without a court order” by filing “a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment.” Although Plaintiff’s notice effectively dismissed this matter, the court here confirms that dismissal for the sake of docket clarity. Accordingly,

IT IS ORDERED that the above-captioned matter is DISMISSED in accordance with Rule 41(a)(1)(B).

s/Robert H. Cleland
ROBERT H. CLELAND
UNITED STATES DISTRICT JUDGE

Dated: February 27, 2012

I hereby certify that a copy of the foregoing document was mailed to counsel of record on this date, February 27, 2012, by electronic and/or ordinary mail.

s/Lisa Wagner
Case Manager and Deputy Clerk
(313) 234-5522